

I hope that all my colleagues will support these bills as a small expression of support and willingness to provide not just equality in quality of life benefits for our National guardsmen and reservists but support to all our men and women—our treasure—who are sacrificing so much for our nation, our freedoms and the freedom of the Iraqi people.

Mr. TALENT. Mr. President, I ask unanimous consent that the bills be read a third time and passed, en bloc; that the motions to reconsider be laid upon the table, en bloc; and that any statements relating to the bills be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bills (S. 711 and S. 712) were read the third time and passed, as follows:

S. 711

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

**SECTION 1. PAYMENT OF SELECTED RESERVE REENLISTMENT BONUS TO MEMBERS OF SELECTED RESERVE WHO ARE MOBILIZED.**

Section 308b of title 37, United States Code, is amended—

(1) by redesignating subsections (d), (e), and (f) as subsections (e), (f), and (g), respectively; and

(2) by inserting after subsection (c) the following new subsection (d):

“(d) **PAYMENT TO MOBILIZED MEMBERS.**—In the case of a member entitled to a bonus under this section who is called or ordered to active duty, any amount of such bonus that is payable to the member during the period of active duty of the member shall be paid the member during that period of active duty, notwithstanding the service of the member on active duty pursuant to such call or order to active duty.”

S. 712

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

**SECTION 1. SURVIVOR BENEFIT PLAN ANNUITIES FOR SURVIVING SPOUSES OF RESERVES NOT ELIGIBLE FOR RETIREMENT WHO DIE FROM A CAUSE INCURRED OR AGGRAVATED WHILE ON INACTIVE-DUTY TRAINING.**

(a) **SURVIVING SPOUSE ANNUITY.**—Paragraph (1) of section 1448(f) of title 10, United States Code, is amended to read as follows:

“(1) **SURVIVING SPOUSE ANNUITY.**—The Secretary concerned shall pay an annuity under this subchapter to the surviving spouse of—

“(A) a person who is eligible to provide a reserve-component annuity and who dies—

“(i) before being notified under section 12731(d) of this title that he has completed the years of service required for eligibility for reserve-component retired pay; or

“(ii) during the 90-day period beginning on the date he receives notification under section 12731(d) of this title that he has completed the years of service required for eligibility for reserve-component retired pay if he had not made an election under subsection (a)(2)(B) to participate in the Plan; or

“(B) a member of a reserve component not described in subparagraph (A) who dies from an injury or illness incurred or aggravated in line of duty during inactive-duty training.”

(b) **CONFORMING AMENDMENT.**—The heading for subsection (f) of section 1448 of such title is amended by inserting “OR BEFORE” after “DYING WHEN”.

(c) **EFFECTIVE DATE.**—The amendments made by this section shall take effect as of September 10, 2001, and shall apply with re-

spect to performance of inactive-duty training (as defined in section 101(d) of title 10, United States Code) on or after that date.

**TO INCREASE THE AMOUNT OF DEATH GRATUITY TO ARMED FORCES MEMBERS**

Mr. TALENT. Mr. President, I ask unanimous consent that the Armed Services Committee be discharged from further consideration of S. 704 and that the Senate proceed to its immediate consideration.

The PRESIDING OFFICER. Without objection, it is so ordered. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (S. 704) to amend title 10, United States Code, to increase the amount of the death gratuity payable with respect to deceased members of the Armed Forces.

There being no objection, the Senate proceeded to consider the bill.

Mr. TALENT. Mr. President, I ask unanimous consent that the bill be read a third time and passed; that the motion to reconsider be laid upon the table; and that any statements relating to the bill be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill (S. 704) was read the third time and passed, as follows:

S. 704

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

**SECTION 1. INCREASE IN DEATH GRATUITY PAYABLE WITH RESPECT TO DECEASED MEMBERS OF THE ARMED FORCES.**

(a) **INCREASE IN DEATH GRATUITY.**—Section 1478(a) of title 10, United States Code, is amended by striking “\$6,000” and inserting “\$12,000”.

(b) **EFFECTIVE DATE.**—The amendment made by subsection (a) shall take effect on September 11, 2001, and shall apply with respect to deaths occurring on or after that date.

**RECOGNIZING 40TH ANNIVERSARY OF SINKING OF USS “THRESHER”**

Mr. TALENT. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of S. Res. 102, which was submitted earlier today by Senator SUNUNU.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The legislative clerk read as follows:

A resolution (S. Res. 102) recognizing the 40th anniversary of the sinking of the USS *Thresher*.

There being no objection, the Senate proceeded to consider the resolution.

Mr. SUNUNU. Mr. President, this legislation pays tribute to the 129 officers, sailors, and civilians who lost their lives aboard the USS *Thresher* 40 years ago next week.

The loss of these brave individuals was a tragedy for the U.S. submarine service, for the Navy, and the Nation. Yet out of this tragedy, the Navy was able to learn important lessons about submarine safety and acted to correct design and construction concerns that existed on other subs, and prevent engineering and design flaws on future

submarines. These measures have served to benefit our Navy ever since.

Built at the Portsmouth Naval Shipyard and commissioned in August of 1961, the USS *Thresher* was the lead ship in a new class of nuclear-powered attack submarines.

In the fall of 1961 and throughout 1962, the *Thresher* was put through its paces along the eastern seaboard to test its new technological and weapons advancements. Once these tests were completed, the *Thresher* returned to New England for an overhaul where she remained until the spring of 1963.

On April 9, 1963, the *Thresher* departed the Portsmouth Naval Shipyard to conduct deep sea diving exercises some 200 miles off the coast of New England. In the morning hours of April 10, 1963, after reaching her assigned depth, the USS *Thresher*, signaled her companion surface ship, the USS *Skylark*, that it was experiencing difficulties. Shortly thereafter, the crew of the *Skylark* realized that something had gone very wrong as they heard the sound of the *Thresher* breaking apart.

In the investigation that followed this terrible accident, the conclusion was reached that the *Thresher* in all likelihood had sunk due to a failure in its piping, a subsequent loss of power, and an inability to blow the ballast tanks which would have allowed the sub to rise. To this day, the remains of the *Thresher* rest some 8,500 feet below the ocean's surface.

As a result of the *Thresher* incident, the Navy initiated two significant changes to enhance submarine safety. The first of these was the SUBSAFE program, which ensured that every submarine in the fleet and every future submarine built had to pass a rigorous testing program on hull integrity systems as well as pressure-related parts. No sub would go into service without a 100-percent certification.

Second, this tragedy inspired the Navy to encourage a new ocean engineering discipline within a handful of prestigious educational institutions. Today, engineers in this discipline are trained to design and implement systems that can withstand the rigors of a lifetime's use in ocean waters.

Today, I join with Senators GREGG, SNOWE and COLLINS to submit this resolution to honor the naval and civilian crew of the USS *Thresher*.

This resolution will provide Senate recognition of the 40th anniversary of the *Thresher* incident—April 10—and pay tribute to her valiant crew. The resolution also calls on the Senate to express its deep gratitude to all American submariners who are on “eternal patrol.”

Next week, on the 40th anniversary of the *Thresher* accident, Senators GREGG, SNOWE, COLLINS and I will submit another resolution that will call on the Secretary of the Army to erect a modest memorial at Arlington National

Cemetery to honor the men and women who were lost on the *Thresher* as well as other nuclear submariners lost at sea.

The memorial would be designed not to detract in any way from the solemn nature of Arlington. In fact, I believe it would provide visitors a place of reflection where they can pay their respects to all of these brave individuals.

Our Nation's submarine force is often referred to as the "silent service." They are the original stealth fighters, and, as such, submarines and their crews have proven to be a critical component of our Nation's defense. It is only fitting that we pay tribute to those who risk their lives for us as well as those who have paid the ultimate sacrifice.

I encourage my colleagues to join Senators GREGG, SNOWE, COLLINS and me in honoring these individuals by supporting both of these measures. And I ask for their speedy consideration by the Senate.

The 129 men of the USS *Thresher* who lost their lives deserve our recognition and our gratitude. Therefore, I ask unanimous consent that the names of these men—the 16 officers, 96 crew and 17 civilian technicians aboard the *Thresher* be printed in the RECORD.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

UNITED STATES SHIP "THRESHER" (SSN 593)  
IN MEMORIAM, APRIL 10, 1963

#### OFFICERS

Allen, Philip Harcourt, Lieutenant Commander  
Babcock, Ronald Clare, Lieutenant Junior Grade  
Biederman, Robert Donald, Lieutenant  
Billings, John Hilary, Lieutenant Commander  
Collier, Merrill Francis, Lieutenant  
DiNola, Michael John, Lieutenant Commander  
Garner, Pat Mehaffy, Lieutenant Commander  
Grafton, John Gilbert, Lieutenant Junior Grade  
Harvey, John Wesley, Lieutenant Commander  
Henry, James John, Jr., Lieutenant Junior Grade  
Krag, Robert Lee, Lieutenant Commander  
Lyman, John Sheldon, Jr., Lieutenant Commander  
Malinski, Frank John, Lieutenant Junior Grade  
Parsons, Guy Carrington, Jr., Lieutenant Junior Grade  
Smarz, John, Jr., Lieutenant  
Wiley, John Joseph, Lieutenant Junior Grade

#### SHIPS CREW

Arsenault, Tilmon J., Chief Engineman  
Bain, Ronald Eugene, Engineman Second Class  
Bell, John Edward, Machinist's Mate First Class  
Bobbitt, Edgar Solon, Electrician's Mate Second Class  
Boster, Gerald Charles, Electrician's Mate Third Class  
Bracey, George, Steward Third Class  
Brann, Richard Paul, Engineman Second Class  
Carkoski, Richard James, Engineman First Class  
Carmody, Patrick Wayne, Storekeeper Second Class

Cayey, Steven George, Torpedoman's Mate Second Class  
Christiansen, Edward, Seaman  
Claussen, Larry William, Electrician's Mate Second Class  
Clements, Thomas Edward, Electronics Technician Third Class  
Cummings, Francis Michael, Sonarman Second Class  
Dabruzzi, Samuel Joseph, Electronics Technician Second Class  
Davison, Clyde Elcott, III, Electronics Technician Third Class  
Day, Donald Clifford, Engineman Third Class  
Denny, Roy Overton, Jr., Electrician's Mate First Class  
Dibella, Peter Joseph, Seaman  
Dundas, Don Roy, Electronics Technician Second Class  
Dyer, Troy Earl, Electronics Technician First Class  
Forni, Ellwood Henry, Chief Sonarman  
Foti, Raymond Peter, Electronics Technician First Class  
Freeman, Larry Wayne, Fire Control Technician Second Class  
Fusco, Gregory Joseph, Electrician's Mate Second Class  
Gallant, Joseph Andrew, Chief Hospitalman  
Garcia, Napoleon Tomas, Chief Steward  
Garner, John Edmond, Yeoman Seaman  
Gaynor, Robert William, Engineman Second Class  
Gosnell, Robert Howard, Seaman  
Graham, William Edward, Chief Sonarman  
Gunter, Aaron Jackie, Chief Quartermaster  
Hall, Richard Charles, Electronics Technician Second Class  
Hayes, Norman Theodore, Electronics Mate First Class  
Heiser, Laird Glenn, Machinist's Mate First Class  
Helsius, Marvin Theodore, Machinist's Mate Second Class  
Hewitt, Leonard Hogentogler, Chief Electrician's Mate  
Hoague, Joseph Hartshorne, Torpedo-man's Mate First Class  
Hodge, James Porter, Electrician's Mate Second Class  
Hudson, John Francis, Engineman First Class  
Inglis, John Penfield, Seaman  
Johnson, Brawner Garth, Fire Control Technician First Class  
Johnson, Edward Albert, Chief Engineman  
Johnson, Richard Lee, Radioman Seaman  
Johnson, Robert Eugene, Chief Torpedoman's Mate  
Johnson, Thomas Benjamin, Electronics Technician First Class  
Jones, Richard William, Electrician's Mate Second Class  
Kaluza, Edmund Joseph, Sonarman Second Class  
Kantz, Thomas Charles, Electronics Technician Second Class  
Kearney, Robert Dennis, Machinist's Mate Third Class  
Keiler, Ronald Dean, Interior Communications Electrician Second Class  
Kiesecker, George John, Machinist's Mate Second Class  
Klier, Billy Max, Engineman First Class  
Kroner, George Ronald, Commissaryman Third Class  
Lanouette, Norman Gilbert, Quartermaster First Class  
Lavoie, Wayne Wilfred, Yeoman First Class  
Mabry, Templeman Norwood, Jr., Engineman Second Class  
Mann, Richard Herman, Jr., Interior Communications Electrician Second Class  
Marullo, Julius Francis, Jr., Quartermaster First Class  
McClelland, Douglas Ray, Electrician's Mate Second Class  
McCord, Donald James, Machinist's Mate First Class  
McDonough, Karl Paul, Torpedoman's Mate Third Class  
Middleton, Sidney Lynn, Machinist's Mate First Class

Muise, Ronald Arthur, Commissaryman Second Class  
Musselwhite, James Alton, Electronics Technician Second Class  
Nault, Donald Emery, Commissaryman First Class  
Noonis, Walter Jack, Chief Radioman  
Norris, John Daniel, Electronics Technician First Class  
Oetting, Chesley Charles, Electrician's Mate Second Class  
Pennington, Roscoe Cleveland, Chief Electrician's Mate  
Peters, James Glen, Senior Chief Electrician's Mate  
Phillippi, James Frank, Sonarman Second Class  
Philput, Dan Andrew, Engineman Second Class  
Podwell, Richard, Machinist's Mate Second Class  
Regan, John Sage, Machinist's Mate First Class  
Richie, James Patrick, Radioman Second Class  
Robison, Pervis, Seaman  
Rountree, Glenn Alva, Quartermaster Second Class  
Rushetski, Anthony Alexander, Electronics Technician Second Class  
Schiewe, James Michael, Electrician's Mate First Class  
Shafer, Benjamin Nathan, Master Chief Electrician's Mate  
Shafer, John Davis, Senior Chief Electrician's Mate  
Shimko, Joseph Thomas, Machinist's Mate First Class  
Shotwell, Burnett Michael, Electronics Technician Seaman  
Sinnott, Alan Dennison, Fire Control Technician Second Class  
Smith, William Harry, Jr., Boilerman First Class  
Snider, James Leonard, Machinist's Mate First Class  
Solomon, Ronald Hal, Chief Electrician's Mate  
Steinel, Robert Edwin, Sonarman First Class  
Van Pelt, Roger Edwin, Interior Communications Electrician First Class  
Walski, Joseph Alfred, Radioman First Class  
Wasel, David Allan, Radioman Seaman  
Wiggins, Charles Louis, Fire Control Technician First Class  
Wise, Donald Edward, Chief Machinist's Mate  
Wolfe, Ronald Eugene, Quartermaster Seaman  
Zweifel, Jay Henry, Electrician's Mate Second Class

#### CIVILIANS

Abrams, Fred Philip, Inspector, Portsmouth Naval Shipyard  
Beal, Daniel W., Jr., Electronic Engineer, Portsmouth Naval Shipyard  
Charron, Robert E., Electronic Technician, Portsmouth Naval Shipyard  
Corcoran, Kenneth James, Progressman, Portsmouth Naval Shipyard  
Critchley, Kenneth James, Progressman, Portsmouth Naval Shipyard  
Currier, Paul Chevalier, Progressman, Portsmouth Naval Shipyard  
DesJardins, Richard Roy, Mechanical Engineer, Portsmouth Naval Shipyard  
Dineen, George J., Electrician, Portsmouth Naval Shipyard  
Fisher, Richard Kaye, Mechanical Engineer, Portsmouth Naval Shipyard  
Guerette, Paul Alfred, Engineering Technician, Portsmouth Naval Shipyard  
Jaquay, Maurice Frank, Sonar Field Engineer, Raytheon Company  
Kuester, Donald William, Electronics Engineer, Naval Ordnance Laboratory  
Moreau, Henry Charles, Leadingman, Portsmouth Naval Shipyard  
Palmer, Franklin James, Leadingman, Portsmouth Naval Shipyard

Prescott, Robert Dan, Marine Engineer, Portsmouth Naval Shipyard  
 Stadtmuller, Donald T., Field Engineer, Sperry Gyroscope Company  
 Whitten, Lawrence Eugene, Electronic Engineer, Portsmouth Naval Shipyard

Mr. GREGG. Mr. President, today I wish to honor the brave Americans who served on the USS *Thresher*. The nuclear submarine USS *Thresher*, named after a shark, was built with extreme pride by yankee craftsmen working at the Portsmouth Naval Shipyard, Portsmouth, NH. After operations in the Atlantic and Caribbean, she returned to the Portsmouth Naval Shipyard for overhaul, and then on April 10, 1963 she went back to sea for post-overhaul trials. Sadly, during those deep-diving trials, the *Thresher* was lost off the coast of New England, along with all 96 sailors, 16 officers, and 17 civilians on board, falling more than 8,000 feet below the sea.

The sailors, officers and civilians aboard the USS *Thresher* made the ultimate sacrifice in support of our Nation. They are remembered daily throughout New Hampshire, and Maine, and certainly within the U.S. Navy. This measure we introduced recognizes the courage and bravery these men demonstrated in risking their lives in the development of the United States Navy's submarine program, a program which has proven invaluable to the American military. The tragedy of the USS *Thresher* demonstrates the inherent danger of submarine service.

On this the 40th anniversary of the tragedy, it is fitting that the Senate remembers with profound sorrow the loss of the USS *Thresher* and her gallant crew of sailors and civilians; and expresses its deepest gratitude to all submariners on eternal patrol, who are forever bound together by their dedicated and honorable service to the United States of America. May our country never forget those who gave their last full measure on the USS *Thresher*.

Mr. TALENT. I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, the motion to reconsider be laid upon the table, and that any statements relating thereto be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The resolution (S. Res. 102) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

#### S. RES. 102

Whereas the U.S.S. *Thresher* was first launched at Portsmouth Naval Shipyard on July 9, 1960;

Whereas the U.S.S. *Thresher* departed Portsmouth Naval Shipyard for her final voyage on April 9, 1963, with a crew of 16 officers, 96 sailors, and 17 civilians;

Whereas the mix of that crew reflects the unity of the naval submarine service, military and civilian, in the protection of the Nation;

Whereas at approximately 7:47 a.m. on April 10, 1963, while in communication with the surface ship U.S.S. *Skylark*, and approximately 300 miles off the coast of New Eng-

land, the U.S.S. *Thresher* began her final descent;

Whereas the U.S.S. *Thresher* was declared lost with all hands on April 10, 1963;

Whereas from the loss of the U.S.S. *Thresher*, there arose the SUBSAFE program, which has kept United States' submariners safe at sea ever since as the strongest, safest submarine force in history;

Whereas from the loss of the U.S.S. *Thresher*, there arose in our Nation's universities the ocean engineering curricula that enables the United States' preeminence in submarine warfare; and

Whereas the crew of the U.S.S. *Thresher* demonstrated the "last full measure of devotion" in service to this Nation, and this devotion characterizes the sacrifices of all submariners, past and present: Now, therefore, be it

Resolved, That the Senate—

(1) recognizes the 40th Anniversary of the sinking of the U.S.S. *Thresher*;

(2) remembers with profound sorrow the loss of the U.S.S. *Thresher* and her gallant crew of sailors and civilians on April 10, 1963; and

(3) expresses its deepest gratitude to all submariners on "eternal patrol", who are forever bound together by their dedicated and honorable service to the United States of America.

#### SEC. 2. TRANSMISSION OF RESOLUTION.

The Secretary of the Senate shall transmit a copy of this resolution to the Chief of Naval Operations and to the Commanding Officer of the Portsmouth Naval Shipyard to be accepted on behalf of the families and shipmates of the crew of the U.S.S. *Thresher*.

#### ORDERS FOR WEDNESDAY, APRIL 2, 2003

Mr. TALENT. Mr. President, I ask unanimous consent that when the Senate completes its business today, it stand in adjournment until 10 a.m., Wednesday, April 2. I further ask that following the prayer and pledge, the morning hour be deemed expired, the Journal of proceedings be approved to date, the time for the two leaders be reserved for their use later in the day, and the Senate then begin a period for morning business until 11 a.m., with the time equally divided between Senator HUTCHISON and the minority leader or their designees.

The PRESIDING OFFICER. The Senator from Nevada.

Mr. REID. Reserving the right to object, before the unanimous consent request is completed, I will state that we had a very successful appropriations meeting today. It was completed in less than 2 hours. There were a number of amendments that the chairman and ranking member, Senator BYRD, agreed to, and the committee accepted their recommendations. We were able to resolve what we thought would be the more contentious matter relating to the airline industry. We are well down the road to complete this legislation in the time set forth by Senator BYRD and Senator STEVENS, which will be sometime on Thursday.

Senator DASCHLE has asked the Democratic Senators to do what they could to expedite this matter. We have a limited number of amendments, most of which deal with homeland security. Senator STEVENS is aware of the gen-

eral nature of our amendments and we will be ready to offer those starting tomorrow morning, as soon as they complete their opening statements.

As I indicated, the Democratic leader has indicated he wants us to work as quickly, as expeditiously, and as completely as possible, making sure we have the number of amendments we feel strongly about but not overload this bill with extraneous amendments. We look forward to having this matter completed sometime Thursday.

I have no objection to the initial request.

Mr. TALENT. Mr. President, I further ask unanimous consent that at 11 a.m., the Senate proceed to the consideration of the supplemental appropriations bill as reported by the Appropriations Committee. I further ask consent that at 1:30 p.m., the Senate then proceed to executive session and there then be 30 minutes of debate equally divided in the usual form prior to the cloture vote on the nomination of Miguel Estrada to be a circuit judge for the DC Circuit; provided further that if cloture is not invoked, the Senate then return to legislative session.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### PROGRAM

Mr. TALENT. Mr. President, for the information of all Senators, the Senate will be in a period for morning business tomorrow morning until 11 a.m. to allow Members to continue to make statements in support of our troops. This is, of course, according to the majority leader. At 11 a.m., the Senate will begin consideration of the supplemental appropriations bill. Amendments are anticipated on that measure. The majority leader would encourage Members to notify the managers if they intend to offer any amendments. At 2, the Senate will conduct the fourth cloture vote in relation to the Estrada nomination. Following that cloture vote, the Senate will resume consideration of the supplemental appropriations bill. The Senate will complete action on the supplemental this week so we can get the necessary funds flowing to our brave men and women who are serving in Iraq. Therefore, the leader would inform all Senators to expect a busy day tomorrow with rollcall votes throughout.

#### ADJOURNMENT UNTIL 10 A.M. TOMORROW

Mr. TALENT. If there is no further business to come before the Senate, I ask unanimous consent that the Senate stand in adjournment under the previous order.

There being no objection, the Senate, at 7:13 p.m., adjourned until Wednesday, April 2, 2003, at 10 a.m.

#### CONFIRMATION

Executive nomination confirmed by the Senate April 1, 2003:

#### THE JUDICIARY

TIMOTHY M. TYMKOVICH, OF COLORADO, TO BE UNITED STATES CIRCUIT JUDGE FOR THE TENTH CIRCUIT.